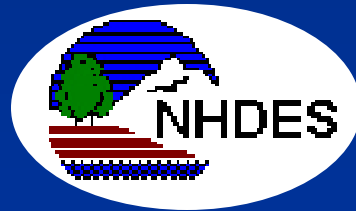
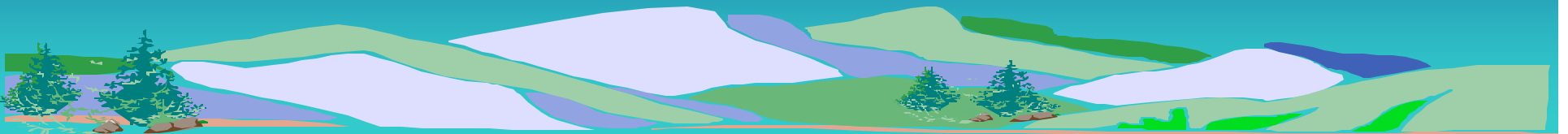


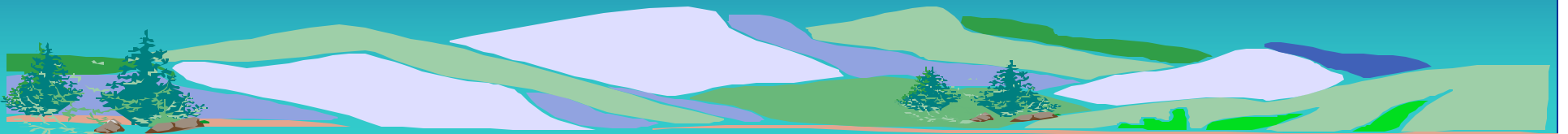
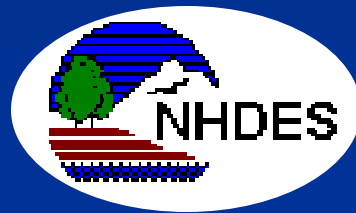
What You Positively, Absolutely Need to Know About Facility Compliance to Avoid Enforcement



**Presented by:
Lynn A. Woodard, P.E.**



You Are The Lucky Ones!



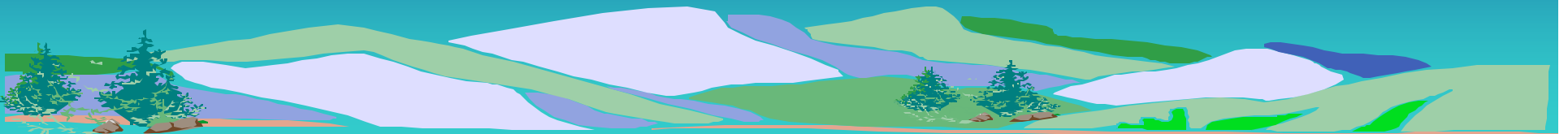
Purpose of Rules

The purpose of the rules is to minimize contamination of the waters and land of the State due to the improper storage and handling of motor fuels, heating oils, etc.



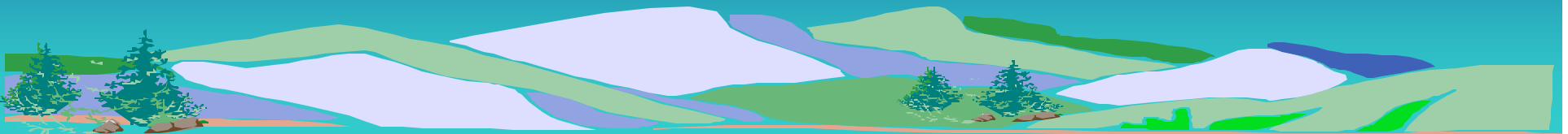
Program Philosophy

Utilize DES staff and resources to assist storage tank owners/operators to attain and maintain operational compliance.



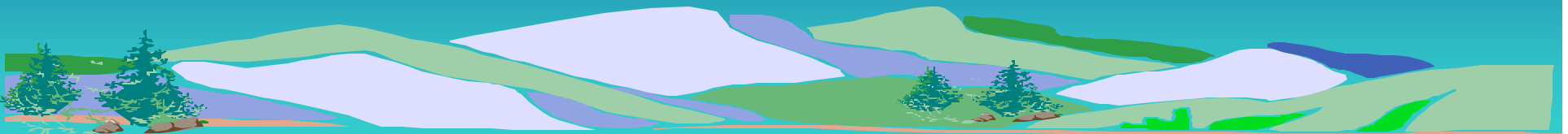
How Do We Do This?

- Informational transfer
 - Regulations
 - Technical questions
- Our inspectors have the expertise to identify items that could cause a release to occur or go undetected.
- Please use us to your advantage.



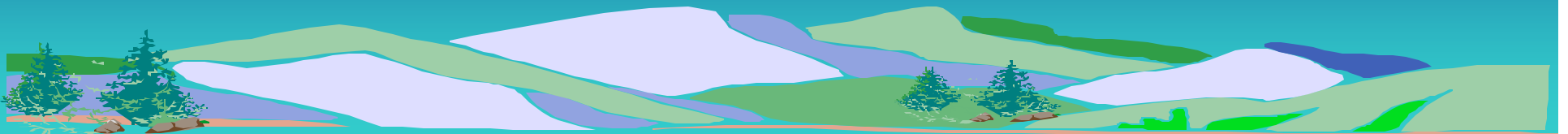
What Have We Done For You Lately?

- During the past year we have:
 - Integrated the Vapor Recovery Program into the UST program
 - Passed legislation to eliminate the Permit-to-Operate fee
 - Re-written the UST and VR rules to eliminate or clarify portions of the rules



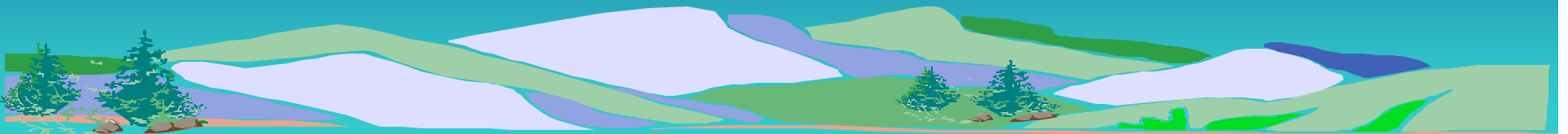
Compliance vs Releases

Most releases from storage tank systems are directly related to lack of operational compliance.



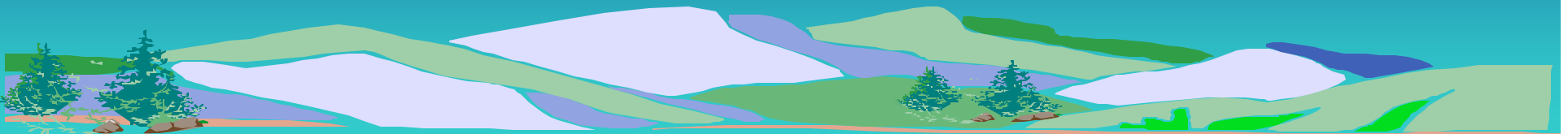
Cost of Releases

- Since 1991 the Oil Discharge and Disposal Cleanup Fund has reimbursed facility owners approx. \$65 million.
- Each facility owner had to pay a deductible of between \$5K and \$30K.
- Private insurance
- Environmental damage



Facility Owners Must Do Their Part to Avoid Enforcement

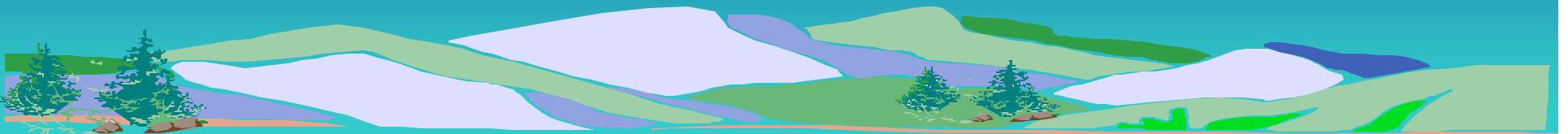
- Maintain your facility in good working order
- Keep good records
- Conduct required periodic testing
 - Cathodic testing
 - Stage II VR
 - API 653
 - Tightness test for single-wall piping, etc.



DES Inspection Schedules

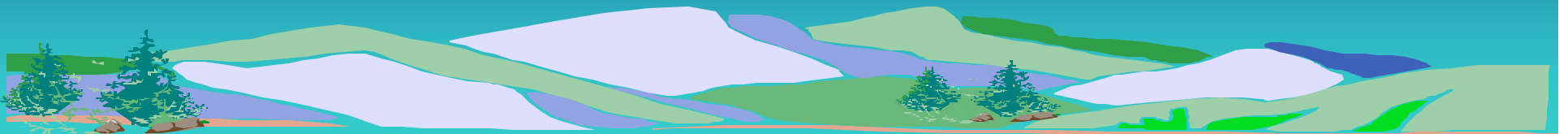
- USTs
 - Gasoline stations – every 18 to 24 months
 - Heating Oil – every 2 to 3 years

ASTs – every 2 to 3 years



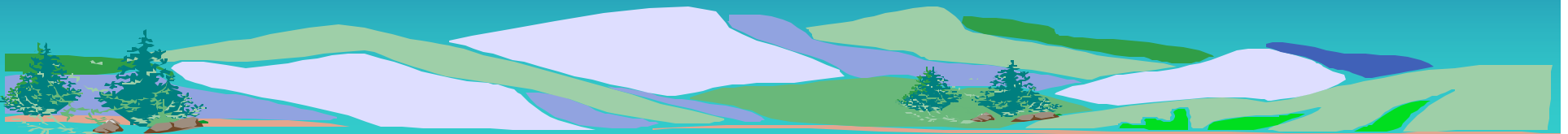
Enforcement Policy

- Facility owners/operators are allowed 30 days to correct a deficiency.
- An additional 15 days are provided to finish reports and notify DES in writing.



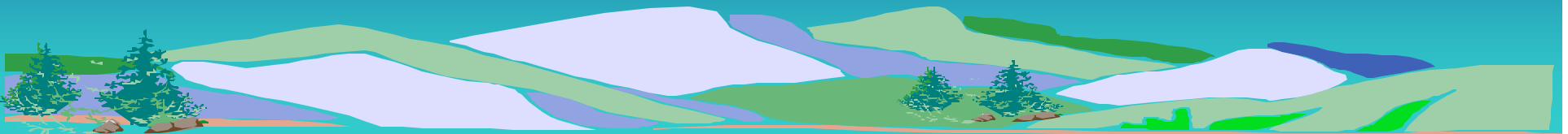
Enforcement Policy (continued)

- Issuance of Notice of Non-Compliance
Permit Revocation
 - 90 days to return facility to compliance
 - Issuance of administrative fine
 - Permit revocation
 - Tank systems must be temporary or permanently closed



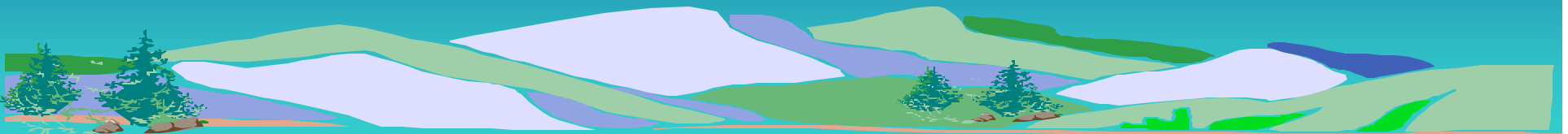
Enforcement Statistics

- Since January 1, 2003
 - UST inspections— 517
 - AST inspections— 173
- Number of Notice of Non-Compliance Permit Revocation letters issued - 24
- Number of permit revocations - 2



Avoid Enforcement Summary

- DES staff are available to assist you to attain and maintaining operational compliance
- Maintain your facility in good working order
- Keep good records
- Conduct required periodic testing
- Contact us with any questions



Questions?

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